GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:1458
ANSWERED ON:21.07.2014
CONSTITUTION OF INDIAN JUDICIAL SERVICE
Chaudhary Shri P.P.

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Government proposes to create a new cadre of Indian Judicial Service;

(b) if so, the details thereof and the time by which it is likely to be constituted;

(c) whether State level Judicial Services have been constituted in certain States; and

(d) if so. the details thereof. State-wise?

Answer

MINISTER OF LAW AND JUSTICE AND COMMUNICATIONS & INFORMATION TECHNOLOGY (SHRI RAVI SHANKAR PRASAD)

(a) and (b): A comprehensive proposal was formulated for constitution of an All India Judicial Service (AIJS) and the same was approved by the Committee of Secretaries in November, 2012. The proposal was included as an agenda item in the Conference of Chief Ministers and Chief Justices of the High Courts held in April, 2013 and it was decided that issue needs further deliberations and consideration. The views of the State Governments and High Courts have been sought on the proposal.

(c) and (d) : Under Article 235 of the Constitution of India, the administrative control over the members of subordinate judiciary in the States vests with the concerned High Court. Further, in exercise of powers conferred under article 309 read with article 233 and 234 of the Constitution, the State Governments frame rules and regulations in consultation with the High Courts. Most of the State Governments have framed State Higher Judicial Service Rules/ State Judicial Service Rules governing service conditions of their own judicial officers. The Union Government does not maintain data regarding State level judicial services as it has no direct role in this regard.